

FEDERAL COMMUNICATIONS COMMISSION  
**FEE PROCESSING FORM**

FOR  
FCC  
USE  
ONLY

FCC/MELLON DEC 20 1990

12-21-90 215E415 100

**ORIGINAL**

Please read instructions on back of this form before completing it. Section I MUST be completed. If you are applying for concurrent actions which require you to list more than one Fee Type Code, you must also complete Section II. This form must accompany all payments. Only one Fee Processing Form may be submitted per application or filing. Please type or print legibly. All required blocks must be completed or application/filing will be returned without action.

**SECTION I**

APPLICANT NAME (Last, first, middle initial)

Zenitram Communications, Inc.

MAILING ADDRESS (Line 1) (Maximum 35 characters - refer to Instruction (2) on reverse of form)

88 Avenue D

MAILING ADDRESS (Line 2) (if required) (Maximum 35 characters)

c/o Domingo Martinez, Jr.

CITY

Rochester

STATE OR COUNTRY (if foreign address)

NY

ZIP CODE

14621

CALL SIGN OR OTHER FCC IDENTIFIER (if applicable)

New Application

Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in FCC Fee Filing Guides. Enter in Column (B) the Fee Multiple, if applicable. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number entered in Column (B), if any.

(A)	(B)	(C)								
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	FOR FCC USE ONLY							
(1) <table border="1"><tr><td>M</td><td>T</td><td>R</td></tr></table>	M	T	R	<table border="1"><tr><td></td><td></td><td></td><td>1</td></tr></table>				1	\$ 2,030.00	
M	T	R								
			1							

**SECTION II**

— To be used only when you are requesting concurrent actions which result in a requirement to list more than one Fee Type Code.

(A)	(B)	(C)								
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	FOR FCC USE ONLY							
(2) <table border="1"><tr><td></td><td></td><td></td></tr></table>				<table border="1"><tr><td></td><td></td><td></td><td></td></tr></table>					\$	
(3) <table border="1"><tr><td></td><td></td><td></td></tr></table>				<table border="1"><tr><td></td><td></td><td></td><td></td></tr></table>					\$	
(4) <table border="1"><tr><td></td><td></td><td></td></tr></table>				<table border="1"><tr><td></td><td></td><td></td><td></td></tr></table>					\$	
(5) <table border="1"><tr><td></td><td></td><td></td></tr></table>				<table border="1"><tr><td></td><td></td><td></td><td></td></tr></table>					\$	

ADD ALL AMOUNTS SHOWN IN COLUMN C, LINES (1) THROUGH (5), AND ENTER THE TOTAL HERE.  
THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE.

TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING
\$ 2,030.00

FOR FCC USE ONLY
2030.00

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only

FEE NO:

FEE TYPE:

FEE AMT:

ID SEQ:

For APPLICANT Fee Use Only

Is a fee submitted with this application?

☒ Yes ☐ No

If fee exempt (see 47 C.F.R. Section 1.1112),  
indicate reason therefor (check one box):

☐ Noncommercial educational licensee

☐ Governmental entity

FOR COMMISSION USE ONLY

FILE NO. **BPH-901220MG**

Section I - GENERAL INFORMATION

1. Name of Applicant  
Zenitram Communications, Inc.  
c/o Domingo Martinez, Jr.

Street Address or P.O. Box  
88 Avenue D

City Rochester

State NY

ZIP Code 14621

Telephone No. (Include Area Code)  
716/342-0674

Send notices and communications to the following  
person at the address below:

Name same and to  
Stanley G. Emert, Jr.  
Bryce & Emert

Street Address or P.O. Box  
P.O. Box 52225

City Knoxville

State TN

ZIP Code 37950

Telephone No. (Include Area Code)  
615/690-5566

2 This application is for:

☐ AM

☒ FM

☐ TV

(a) Channel No. or Frequency

288-A 105.5

(b) Principal  
Community

City

Brockport

State

NY

(c) Check one of the following boxes:

☒ Application for NEW station

☐ MAJOR change in licensed facilities; call sign: \_\_\_\_\_

☐ MINOR change in licensed facilities; call sign: \_\_\_\_\_

☐ MAJOR modification of construction permit; call sign: \_\_\_\_\_

File No. of construction permit: \_\_\_\_\_

☐ MINOR modification of construction permit; call sign: \_\_\_\_\_

File No. of construction permit: \_\_\_\_\_

☐ AMENDMENT to pending application; Application file number: \_\_\_\_\_

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application?

☐ Yes ☒ No

If Yes, state:

Call letters	Community of License
C)	105.5MHZ
BPH	-901220MG NEW
BROCKPORT	NY
ZENITRAM COMMUNICATIONS, INC.	

Section II - LEGAL QUALIFICATIONS

Name of Applicant

Zenitram Communications, Inc

1. Applicant is: (check one box below)

- ☐ Individual      ☐ General partnership      ☒ For-profit corporation  
☐ Other      ☐ Limited partnership      ☐ Not-for-profit corporation

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership, or corporation, describe in an Exhibit the nature of the application.

Exhibit No.

NOTE: The terms "applicant," "parties to this application," and "non-party equity owners in the applicant" are defined in the instructions for Section II of this form. Complete information as to each "party to this application" and each "non-party equity owner in the applicant" is required. If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.

3. If the applicant is not an individual, provide the date and place of filing of the applicant's enabling charter (e.g., a limited partnership must identify its certificate of limited partnership and a corporation must identify its articles of incorporation by date and place of filing):

Date December 19, 1990 Place Albany, New York

In the event there is no requirement that the enabling charter be filed with the state, the applicant shall include the enabling charter in the applicant's public inspection file. If, in the case of a partnership, the enabling charter does not include the partnership agreement itself, the applicant shall include a copy of the agreement in the applicant's public inspection file.

4. Are there any documents, instruments, contracts or understandings (written or oral), other than instruments identified in response to Question 3 above, relating to future ownership interests in the applicant, including but not limited to, insulated limited partnership shares, nonvoting stock interests, beneficial stock ownership interests, options, rights of first refusal, or debentures?

☒ Yes ☐ No

If Yes, submit as an Exhibit all such written documents, instruments, contracts, or understandings, and provide the particulars of any oral agreement.

Exhibit No.  
1

Stock Subscription Agreement

5. Complete, if applicable, the following certifications:

(a) Applicant certifies that no limited partner will be involved in any material respect in the management or operation of the proposed station. ☐ Yes ☐ No  
n/a

If No, applicant must complete Question 6 below with respect to all limited partners actively involved in the media activities of the partnership.

(b) Does any investment company (as defined in 15 U.S.C. Section 80 a-31), insurance company, or trust department of any bank have an aggregated holding of greater than 5% but less than 10% of the outstanding votes of the applicant? ☐ Yes ☒ No

If Yes, applicant certifies that the entity holding such interest exercises no influence or control over the applicant, directly or indirectly, and has no representatives among the officers and directors of the applicant. ☐ Yes ☐ No

Section 11 - LEGAL QUALIFICATIONS (Page 2)

6. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

(Read carefully - The numbered items below refer to line numbers in the following table.)

1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.
2. Citizenship.
3. Office or directorship held.
4. Number of shares or nature of partnership interests.
5. Number of votes.
6. Percentage of votes.
7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.
8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.3555 and 76.501, including the nature and size of such interests and the positions held.

1.	Zenitram Communications, Inc. c/o Domingo Martinez, Jr. 88 Avenue D Rochester, NY 14621	Domingo Martinez, Jr. 88 Avenue D Rochester, NY 14621	Kenneth L. Ramsey 3220 Roxburg Drive Lexington, KY 40503
2.	New York Corporation	United States	United States
3.	n/a	Director, President/ Secretary/Treasurer	None
4.	200 Total Authorized and issues *	40 shares (VS)	160 shares (NVS)
5.	40 total votes *	40 votes	-0-
6.	n/a	100%	0%
7.	See Exhibit 2	See Exhibit 2	See Exhibit 2
8.	See Exhibit 2	See Exhibit 2	See Exhibit 2
* None owned by corporation - all stock authorized is issued.			

Section 11 - LEGAL QUALIFICATIONS (Page 3)

7. Does the applicant, any party to the application or any non-party equity owner in the applicant have, or have they had, any interest in:

(a) a broadcast station, or pending broadcast station application before the Commission?

☒ Yes ☐ No

(b) a broadcast application which has been dismissed with prejudice by the Commission?

☐ Yes ☒ No

(c) a broadcast application which has been denied by the Commission?

☐ Yes ☒ No

(d) a broadcast station, the license of which has been revoked?

☐ Yes ☒ No

(e) a broadcast application in any pending or concluded Commission proceeding which left unresolved character issues against the applicant?

☐ Yes ☒ No

If the answer to any of the questions in (a)-(e) above is Yes, state in an Exhibit the following information:

Exhibit No.  
2

(1) Name of party having interest;

(2) Nature of interest or connection, giving dates;

(3) Call letters of stations or file number of application or docket; and

(4) Location.

8. (a) Are any of the parties to the application or non-party equity owners in the applicant related (as husband, wife, father, mother, brother, sister, son or daughter) to each other?

☐ Yes ☒ No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of any party to the application or non-party equity owner in the applicant have any interest in or connection with any other broadcast station, pending broadcast application or newspaper in the same area (see Section 73.3555(c)) or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?

☐ Yes ☒ No

If the answer to (a) or (b) above is Yes, attach an Exhibit giving full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.

9. State in an Exhibit any interest the applicant or any party to this application proposes to divest in the event of a grant of this application.

Exhibit No.  
4

OTHER MASS MEDIA INTERESTS

10. (a) Do individuals or entities holding nonattributable interests of 5% or more in the applicant have an attributable ownership interest or corporate officership or directorship in a broadcast station, newspaper or CATV system in the same area? (See Instruction 8 to Section 11.)

☐ Yes ☒ No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of an individual holding a nonattributable interest of 5% or more in the applicant have any interest in or connection with any other broadcast station, pending broadcast application, newspaper in the same area (see Section 73.3555(c)), or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?

☐ Yes ☒ No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving a full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.

Section II - LEGAL QUALIFICATIONS (Page 4)

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

11. (a) Is the applicant in violation of the provisions of Section 810 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? *(See Instruction C to Section II.)*

☐ Yes ☒ No

- (b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?

☐ Yes ☒ No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No.

12. (a) Has an adverse finding been made or an adverse final action been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant in a civil or criminal proceeding brought under the provisions of any law related to the following:

Any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination?

☐ Yes ☒ No

- (b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a) above?

☐ Yes ☒ No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving full disclosure concerning persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding is or was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter.

Exhibit No.

### SECTION III - FINANCIAL QUALIFICATIONS

NOTE: If this application is for a change in an operating facility do not fill out this section.

1. The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue. ☒ Yes ☐ No
2. State the total funds you estimate are necessary to construct and operate the requested facility for three months without revenue. \$ 408,323.66
3. Identify each source of funds, including the name, address, and telephone number of the source (and a contact person if the source is an entity), the relationship (if any) of the source to the applicant, and the amount of funds to be supplied by each source.

Source of Funds (Name and Address)	Telephone Number	Relationship	Amount
Domingo Martinez, Jr. 88 Avenue D Rochester, NY 14621	716/342-0674	Sole voting Shareholder	* & 20% of Above amount
Kenneth L. Ramsey 3220 Roxburg Drive Lexington, KY 40503	606/278-3473	Nonvoting Shareholder	* & 80% of Above amount
Shelby County Trust Bank P.O. Box 249 Shelbyville, Kentucky ATTN: John Brenzel	502/633-1000	Bank	
<p>* The principals have agreed to guarantee a loan at the above noted institution in the amount needed to comply with Question 1, Section III above, not to exceed the total sum of \$500,000.</p>			

#### Section IV-A - PROGRAM SERVICE STATEMENT

Attach as an Exhibit, a brief description, in narrative form, of the planned programming service relating to the issues of public concern facing the proposed service area.

Exhibit No.

3

#### Section IV-B - INTEGRATION STATEMENT

Attach as an Exhibit the information required in 1 and 2 below.

Exhibit No.

4

1. List each principal of the applicant who, in the event of a grant of the application on a comparative basis proposes to participate in the management of the proposed facility and, with respect to each such principal, state whether he or she will work full-time (minimum 40 hours per week) or part-time (minimum 20 hours per week) and briefly describe the proposed position and duties.
2. State with respect to each principal identified in response to Item 1 above, whether the applicant will claim qualitative credit for any of the following enhancement factors:
  - (a) Minority Status
  - (b) Past Local Residence  
If Yes, specify whether in the community of license or service area and the corresponding dates.
  - (c) Female Status
  - (d) Broadcast Experience  
If Yes, list each employer and position and corresponding dates.
  - (e) Daytime Preference



SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1. Does the applicant propose to employ five or more full-time employees?

☒ Yes ☐ No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 698-A).

See Exhibit 5

SECTION VII - CERTIFICATIONS

1. Has or will the applicant comply with the public notice requirement of 47 C.F.R. Section 73.0680?

☒ Yes ☐ No

2. Has the applicant reasonable assurance, in good faith, that the site or structure proposed in Section V of this form, as the location of its transmitting antenna, will be available to the applicant for the applicant's intended purpose?

☒ Yes ☐ No

Exhibit No.

If No, attach as an Exhibit, a full explanation.

3. If reasonable assurance is not based on applicant's ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.

Name of Person Contacted

Yvonne Swain

Telephone No. (include area code)

716-637-3173

Person contacted: (check one box below)

☐

Owner

☒

Owner's Agent

☐

Other (specify)

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

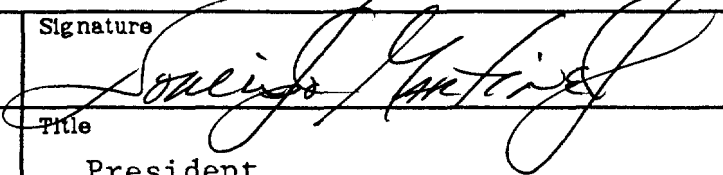
The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.  
U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant Zenitram Communications, Inc.	Signature 
Date December <u>13</u> , 1990	Title President

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT  
AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 71 hours 45 minutes to 301 hours 30 minutes with an average of 118 hours 28 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0027), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

Zenitram Communications, Inc.  
FM Channel 288A  
Brockport, New York

## EXHIBIT 1

### Stock Subscription Agreement

STOCK SUBSCRIPTION AGREEMENT

**Zenitram Communications, Inc.**

The undersigned hereby agrees with Zenitram Communications, Inc., a New York corporation to be formed, to receive from said corporation the number of shares of capital stock in said corporation hereinafter set opposite the undersigned's name, and to pay for said shares in said corporation upon demand by said corporation at the rate of Five Dollars (\$5.00) per share for the number of the shares set below.

The undersigned hereby acknowledges and consents by the signing of this agreement to the following rights and conditions placed upon the below subscribed shares of stock as follows:

Class A: Class A voting stock contains all the rights, without limitation, generally attributed to rights involved with common stock; and no par value.

Class B: Class B or non-voting stock contains rights of investment only, which stock specifically precludes its owner in the following ways: from being an employee of the corporation; from securing as an independent contractor or agent in any material manner New York for the corporation; from communicating with the owner of Class A or voting stock on matters pertaining to the day to day operations of the corporation's business; from selling his stock without the prior written consent of the Class A or voting stock owner; from having any voting rights with regard to any matter of the corporation's business, including, but not limited to, removal of any employee, officer, or director of the corporation; from performing any service for the corporation with the exception of making loans to, or acting as surety for the business; and from becoming involved in the management or operation of the business of the corporation.

Inasmuch as all shares authorized are to be issued, no shareholder may acquire additional stock in the corporation. No

class of stock. The owner of Class B or non-voting stock may not sell his stock without the prior written consent of the owner(s) of Class A or voting stock.

The By-Laws of the corporation shall be in the form of Exhibit A attached hereto.

The parties recognize that the cost to be incurred in the preparation and prosecution of the application for a new FM station in Brockport, New York, and in the construction and operation of the radio station beyond that will exceed the amount of funds constituting the initial capitalization of the corporation. In the event that, in the sole opinion of the Board of Directors of the corporation, such additional funds are not readily available to the corporation from (1) capital contributions already made or committed to be made; (2) operations of the corporation; (3) or borrowings of the corporation, within the Board of Directors of the corporation, may from time to time, call upon the owners of the shares to make additional contributions in cash. In the event that such call is made, the stockholders agree to contribute such amounts in cash up to a total of \$500,000.00 and the percentage of responsibility based on class of stock held as set forth below:

<u>CLASS A. VOTING SHAREHOLDER</u>	<u>SHARES</u>	
Domingo Martinez, Jr.	40	20%
<u>CLASS B. NON-VOTING SHAREHOLDER</u>	<u>SHARES</u>	
Kenneth L. Ramsey	160	80%

All parties to this agreement further agree that they will personally guarantee any note at a bank as determined by the Board

of Directors for the construction of the station not to exceed the sum of \$500,000.00.

This agreement may be executed in counterparts.

NAME OF SUBSCRIBER

NUMBER AND CLASS OF SHARES

Domingo Martinez, Jr.

40 - Class A

Kenneth L. Ramsey

160 - Class B

Dated:

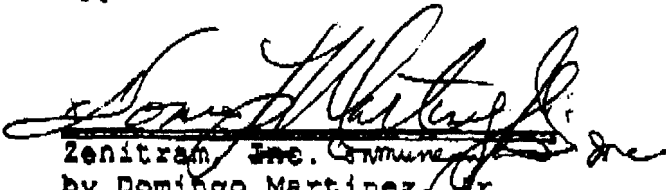
December 19, 1990

  
Domingo Martinez Jr.

Dated:

Kenneth L. Ramsey

Approved:

  
Zenitram, Inc. Commenced  
by Domingo Martinez, Jr.

of Directors for the construction of the station not to exceed the sum of \$500,000.00.

This agreement may be executed in counterparts.

NAME OF SUBSCRIBER

NUMBER AND CLASS OF SHARES

Domingo Martinez, Jr.

40 - Class A

Kenneth L. Ramsey

160 - Class B

Dated: \_\_\_\_\_

\_\_\_\_\_  
Domingo Martinez, Jr.

Dated: Dec. 18, 1990

\_\_\_\_\_  
*Kenneth L. Ramsey*  
Kenneth L. Ramsey

Approved:

\_\_\_\_\_  
Zenitram, Inc.  
by Domingo Martinez, Jr.

Zenitram Communications, Inc.  
FM Channel 288A  
Brockport, New York

## EXHIBIT 2

Broadcast Interests



## Broadcast Interests/Applications

Zenitram Communications, Inc. has no interests or applications other than the instant application.

Domingo Martinez, Jr. has no interests or applications other than her interest in the instant application. His broadcast employment and ownership of a production company is as listed in Exhibit 4, the Integration and Diversification Statement.

Kenneth L. Ramsey is involved in the following:

Owns 80% nonvoting stock of ARB Communications, Inc., an applicant for a new FM station for Signal Mountain, Tennessee, FCC file # BPH-891101MH.

Owns 80% nonvoting stock of KRB Broadcasting, Inc., an applicant for a new FM station for Clarksville, Indiana, FCC file # BPH-890905MD.

Owns 80% nonvoting stock of New Era Communications Group, Inc., an applicant for a new FM station for Mount Juliet, Tennessee, FCC file # BPH-891012ND.

Owns 80% nonvoting stock of Media Enterprises of Warrior, Inc. an applicant for a new FM station for Warrior, Alabama, FCC file # BPH-891218MG.

Owns 80% nonvoting stock of Bluegrass On-The-Air, Inc., an applicant for a new FM Station for Philpot, Kentucky, FCC file # BPH-900705MJ.

Owns 80% nonvoting stock of Triumph Communications, Inc., an applicant for a new FM station for Idalou, Texas, filed on November 1, 1990. The FCC file number is not know at the time of this printing.

Owns 80% nonvoting stock of Cope Communications, Inc., which has filed an application for a new FM station for Westwood, Kentucky.

Owns 80% nonvoting stock of Gorecomm, Inc., which has filed an application for a new FM station for Morehead, Kentucky.

Owns 80% nonvoting stock of Mandujano Communications, Inc., which filed, an application for a new FM station for Amarillo, Texas, on November 23, 1990.

Owns 80% nonvoting stock of Crystal Clear Communications, Inc. , which has filed on December 14, 1990, an application for a new FM station for Seelyville, Indiana.

Zenitram Communications, Inc.  
FM Channel 288A  
Brockport, New York

## EXHIBIT 3

### Program Service Statement

The Hispanic population is the fastest growing group in the United States of America. It is a group that brings a new style of integration, namely its ability to fully participate in the life of mainstream America, while it enhances its heritage through preservation of its culture and customs.

Hispanics are a force to reckon with in the development of the USA of the 1990's. The strength of Hispanics is likely to increase rapidly as new generations of Hispanics enter the professional ranks in America and develop a culture that is distinctively rich in the Latin flavor while sustained by the American culture.

The Greater Rochester Metropolitan area possesses a Hispanic Community that is one of the most advanced in the country because of its organizations and its participation in the life of America.

A radio station with focus on the Hispanic community assists in the effort of nurturing the Hispanic heritage in a deliberate manner. We propose a multilingual programming radio station that will operate in the following areas of broadcast.

1. News -- Local, national and international using networks that are available either in mainland USA or in other Latin American Countries through syndication.
2. Sports -- same avenues as above
3. Talk shows .... and religious programs
4. Radio soap operas and comedy
5. Children programming
6. Public service air time to community organizations and institutions
7. Music -- in format that addresses the various regional representation existent in the area such as ; MEXICO, COLOMBIA, VENEZUELA, CHILE, ARGENTINA and other South Americans as well as Central America and the Caribbeans.

This programming will account for 80 % of on the air time and in recognition of the importance of ethnic development of other groups, 20 % will be devoted to other groups, not only the ones that are presently being served, but to others who have no other way to expose themselves such as the ASIANS, AFRICANS, BULGARIANS, INDIANS, GERMANS, ITALIANS, POLISH, TURKISH, mid eastern countries and others interested in this type of communication medium.

It is not a coincidence that large companies like Coca-Cola, Pepsi Cola, McDonalds, Budweiser, Coors, American Air Lines and others now produce Spanish language advertising directed at the Hispanic population in the USA, all this is due to the realization that Hispanics are an economical force that not only grows in numbers, but also in income.

Rochester has long been considered a test area for products ranging from transportation, to food, to electronics, due to its regional economical strength which is supported by companies like XEROX CORPORATION, KODAK, BAUSH & LOMB, ROCHESTER PRODUCTS and others of high technological involvement.

The Hispanic population in the Rochester Metropolitan area, Monroe County and adjacent towns is approximately some 50 to 60,000 that are active participants in the economical life of this community and also in the political spectrum, which gives it a great deal of presence, this precipitates the need to address this community in the radio communications area.

Zenitram Communications, Inc.  
FM Channel 288A  
Brockport, New York

## EXHIBIT 4

### Integration and Diversification Statement

**INTEGRATION AND DIVERSIFICATION STATEMENT  
OF ZENITRAM COMMUNICATIONS, INC.**

Zenitram Communications, Inc. ("Zenitram Communications"), hereby submits the following as its statement of integration and diversification:

1. The applicant is a corporation which is authorized to issue 200 shares with two classes of stock (Class A voting, and Class B nonvoting). Domingo Martinez, Jr. ("Martinez") owns 40 shares of Class A voting stock, being all of the voting shares. Kenneth L. Ramsey owns 160 shares of nonvoting stock, being all of the Class B nonvoting shares. The owner of nonvoting shares has rights of investment only, which stock specifically precludes its owner: from being an employee of the corporation; from serving as an independent contractor or agent in any material capacity for the corporation; from communicating with the owner of Class A or voting stock on matters pertaining to the day to day operations of the corporation's business; from selling his stock without the prior consent of the Class A or voting stock owner; from having any voting rights with regard to any matter of the corporation's business, including, but not limited to, removal of any employee, officer, or director of the corporation; from performing any service for the corporation with the exception of making loans to, or acting as surety for, the business; and from becoming involved in the management or operation of the business of the corporation.

2. Martinez will be the General Manager of the station. As General Manager, he will control all daily operational aspects of the station, including, but not limited to, business, sales, daily programming of the station, public relations, employee

hiring and firing, and policy making and implementation. He will work in excess of forty (40) hours per week at the station.

3. Martinez, has resided in the applicant's service contours since 1957, with the exception of the time of 1971 - 1981. His current address is 88 Avenue D, Rochester, New York, and has lived there for the immediately preceding 8 years. Immediately prior thereto, he lived at 58 Lux Street, Rochester, for one year. From 1957-1971, he lived at various addresses in Rochester, with the last address being 311 Remington Street, Rochester, for about 2 years. The Applicant will claim credit for Martinez's past and future residence within Zenitram's service contours.

4. Zenitram will claim additional enhancement credit for Martinez's broadcast/media experience. This experience has been:

1967(circa) - 1971 Spanish Language Production Director at WCMF  
Rochester, New York.

1971 - 1981 Part time Associate Producer and Co-Host at WHOY-AM/FM  
in Salinas, Puerto Rico.

1981-1982 Full time Director and Producer of Spanish Language radio  
programs at WWWG in Rochester.

1982-present Part time Director and Producer of Spanish Language  
radio programs at WGMC-FM, in Rochester.

1988 - present- Owns Dynamic Productions and Advertising, Inc., and  
participates in providing production services to governmental entities and educational  
institutions in Spanish Language programming.

5. Zenitram will claim additional enhancement credit for Martinez's  
substantial past religious and civic participation all within the Brockport, New York,

area. Zenitram will claim further enhancement credit for Martinez's Latin American heritage.

6. Zenitram will employ the use of an auxiliary power source at both the transmitter site and the studio site in the event of a primary power outage.

7. Martinez is presently employed, and in the event of the grant of the Zenitram's application, Martinez will resign from that employment, and any other employment, at least sixty (60) days prior to the station going on the air to devote his full time attention to his managerial capacity at the station. Martinez will also divest himself of any interest in Dynamic Production and Advertising, Inc. in the event of the award of the construction permit to Zenitram.

8. Zenitram and no principal thereof has any media interest. The nonvoting shareholder of Zenitram, is a nonvoting shareholder in other corporations which are applicants for other broadcast stations. Reference is made to Exhibit 2 of Zenitram's application for a description of those applications.



Zenitram Communications, Inc.  
FM Channel 288A  
Brockport, New York

## EXHIBIT 5

Equal Employment Opportunity Program